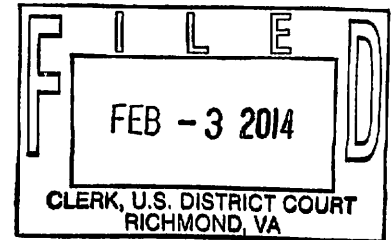


**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**



**FREDERICK JAMES MUSTOE,**

**Plaintiff,**

**v.**

**CAROLYN W. COLVIN,  
Commissioner of Social Security,**

**Defendant.**

**CIVIL NO. 3:13cv354-JRS**

**FINAL ORDER**

This matter is before the Court on the Report and Recommendation of the Magistrate Judge (R&R) entered on January 7, 2014 (ECF No. 13). The time to file objections has expired and neither party has objected to the R&R. Having considered the matter and deeming it otherwise proper and just to do so, it is hereby ORDERED:

- (1) The Report and Recommendation (ECF No. 13) is ADOPTED as the opinion of this Court.
- (2) Plaintiff's Motion for Summary Judgment (ECF No. 10) is DENIED
- (3) Defendant's Motion for Summary Judgment (ECF No. 11) is GRANTED.
- (4) The decision of the Commissioner is AFFIRMED.
- (5) This case is CLOSED.

Let the Clerk of the Court send a copy of this Final Order to Plaintiff and all counsel of record.

It is so ORDERED.

Richmond, Virginia

Date: 2-3-14

/s/  
**James R. Spencer**  
**United States District Judge**